

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

Mary E. Scott, Candice K. Herzog,

Civil Action No. _____

Plaintiffs,

v.

U.S. Department Of Housing And Urban
Development, Housing And
Redevelopment Authority Of Douglas
County, a body corporate and politic,
Jeffrey Schiffman, in his official capacity
as Executive Director of Housing and
Redevelopment Authority of Douglas
County,

**DECLARATION OF SHERRY ANN
BRUCKNER IN SUPPORT OF
PLAINTIFFS' MOTION FOR A
TEMPORARY RESTRAINING
ORDER / PRELIMINARY
INJUNCTION**

Defendants.

I, Sherry Ann Bruckner, declare that:

1. This declaration is made under the provisions of Section 1746 of Title 28 of the United States Code.
2. My name is Sherry Bruckner and I am an attorney for Plaintiffs in the above captioned case. I have practiced since 1999 and worked on federally-subsidized housing issues since that time.
3. Attached hereto as Exhibit 1 is a letter dated September 9, 2010 which I received from the Housing and Redevelopment Authority of Douglas County (HRADC) as well as an attachment to that letter labeled "Item #2" which the letter characterizes as "evidence showing...any reserves from 2009."

4. Attached hereto as Exhibit 2 is a copy of the May 13, 2010 minutes of the Board of HRADC, which I received in response to a data request to the agency.
5. Attached hereto as Exhibit 3 is a copy of the request by the HRADC that HUD permit an immediate implementation of a subsidy decrease for voucher holders. I received this in response to a data request to the agency.
6. Attached hereto as Exhibit 4 is HUD's response to the HRADC's request, granting a waiver of 24 C.F.R. § 982.505(c)(2). I received this in response to a data request to the agency.
7. Attached hereto as Exhibit 5 is a copy of minutes of the HRADC's June 10, 2010 board meeting. I received this in response to a data request to the agency.
8. Attached hereto as Exhibit 6 is a copy of the board minutes from August 30, 2010 and resolution amending the agency plan. I received this in response to a data request to the agency. Note that item 5-2 implements the HRADC's change in voucher occupancy standards and item 11-3 ratifies the HRADC's May 13, 2010 action lowering the voucher payment standards.
9. I have monitored the HRADC for several years and know that the agency does not have a Resident Advisory Board.
10. Attached hereto as Exhibit 7 is a copy of a letter from HUD approving the HRADC's amendments to its plan. I received this in response to a data request to the agency.
11. Attached hereto as Exhibit 8 is a letter I sent to the HRADC on September 3, 2010. Exhibit 1 is the agency's response to this letter.
12. Attached hereto as Exhibit 9 is a letter I sent to HUD on September 9, 2010.

13. Attached hereto as Exhibit 10 is HUD's response to my September 9, 2010 letter.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 29, 2010

/s/Sherry Bruckner
Sherry Bruckner